IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 14580 of 2004

Between:

Mandava Venkateswararao S/o.Narayana Rao
R/o. Plot No.13 and 14, Auto Nagar Guntur, Guntur District.

..... PETITIONER

AND

1 The Superintendent of Police Guntur Guntur District.
2 M.Satyanarayana Rao Deputy Superintendent of Police
Guntur Town Guntur District.
3 Ashok Sethe S/o. now known
R/o. Katrivari Stree, Vijayawada-Krishna District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ or order or direction more particularly one in the nature of writ of mandamus declaring the action of the 2nd respondent directing the petitioner to pay four or five lac rupees to the 3rd respondent as illegal, arbitrary, without jurisdiction and in violation of Article 21 of the Constitution of India and further direct the 2nd respondent not to send for the petitioner to the Police Station or any private or public place and not to interfere in the Civil dispute between the petitioner and the 3rd respondent.

Counsel for the Petitioner: MR.N.SRIRAM MURTHY

Counsel for the Respondent No.1: GP FOR HOME

Counsel for the Respondent Nos.2 and 3: None appeared

The Court at the stage of admission made the following :

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ORDER:

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None appears for the petitioner. Heard the learned Government Pleader for Home appearing on behalf of respondent No.1.

This writ petition is filed seeking to declare the action of respondent No.2 in directing the petitioner to pay Rs.4.00 or Rs.5.00 lakh to respondent No.3, as illegal and arbitrary, and further to direct respondent No.2 not to call the petitioner to the police station or to any private or public place and not to interfere in the civil disputes between the petitioner and respondent No.3.

Respondent No.2 filed counter-affidavit denying the averments made in the affidavit filed in support of the writ petition. It is stated that respondent No.2 never called the petitioner to his office or anywhere at any point of time. It is stated that respondent No.2 has nothing to do with the civil dispute alleged to be pending between the petitioner and respondent No.3.

In view of the above averments in the counter-affidavit filed by respondent No.2, no further orders are required to be passed in this writ petition. Accordingly, the writ petition is closed. No costs.

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N.V. RAMANA, J

Date: 26-4-2005

Svv

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Superintendent of Police Guntur Guntur District.
2 Two Ccs. to the Government Pleader for Home, High Court Buildings, A.P., Hyderabad (OUT).

3 Two CD copies

*Form-NIC-OGS/WP{**MPL**}*